

**EAST Search History****EAST Search History (Prior Art)**

| Ref # | Hits | Search Query   | DBs                            | Default Operator | Plurals | Time Stamp          |
|-------|------|--|--------------------------------|------------------|---------|---------------------|
| L2    | 2    | equal material cost  | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/28<br>14:02 |
| L3    | 357  | equal split  | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/28<br>14:02 |
| L4    | 7    | equal split and<br>"705".clas.   | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/28<br>14:03 |
| S1    | 166  | royalty near3 cost   | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/17<br>11:39 |
| S2    | 109  | royalty near3 cost<br>and patent\$3  | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/17<br>11:40 |
| S3    | 103  | royalty near3 cost<br>and patent\$3 and<br>(manufactur\$4 <br>product material <br>fabricat\$4 assembl<br>\$3) | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/17<br>11:40 |
| S4    | 63   | S1 not S3  | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/17<br>12:35 |
| S5    | 4516 | 705/35.ccls.   | US-PGPUB;<br>USPAT             | ADJ              | ON      | 2009/07/17<br>12:41 |
| S6    | 747  | (licens\$3 royalty)<br>near2 (cost cost<br>\$1based) and<br>patent   | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/20<br>12:49 |
| S7    | 33   | (licens\$3 royalty)<br>near2 (cost cost<br>\$1based) with<br>patent  | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/20<br>12:49 |
| S8    | 14   | royalty same sliding   | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/21<br>15:15 |
| S9    | 112  | quantity with (cost <br>pric\$3) with penalty  | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ              | ON      | 2009/07/23<br>13:50 |

|     |      |  |                          |     |    |                     |
|-----|------|--|--------------------------|-----|----|---------------------|
| S10 | 128  | ((private label) or (contract\$3 manufactur\$4)) and (royalty or licens\$4) and (penalty or surcharge or extra or sliding)     | US-PGPUB; USPAT; DERWENT | ADJ | ON | 2009/07/24<br>14:56 |
| S11 | 10   | royalty with sliding   | US-PGPUB; USPAT; DERWENT | ADJ | ON | 2009/07/27<br>09:22 |
| S12 | 0    | quantity with (cost  pric\$3) with penalty with royalty  | US-PGPUB; USPAT; DERWENT | ADJ | ON | 2009/07/27<br>09:26 |
| S13 | 0    | quantity with (cost  pric\$3) with penalty same royalty  | US-PGPUB; USPAT; DERWENT | ADJ | ON | 2009/07/27<br>09:26 |
| S14 | 12   | penalty with royalty   | US-PGPUB; USPAT; DERWENT | ADJ | ON | 2009/07/27<br>09:27 |
| S15 | 9226 | penalty with (excess "too much"  increased  increasing  excessive  above  beyond)  | US-PGPUB; USPAT; DERWENT | ADJ | ON | 2009/07/27<br>09:30 |
| S16 | 662  | penalty with (excess "too much"  increased  increasing  excessive  above  beyond) and (royalty  fee  license)                  | US-PGPUB; USPAT; DERWENT | ADJ | ON | 2009/07/27<br>09:30 |
| S17 | 148  | penalty with (excess "too much"  increased  increasing  excessive  above  beyond) same (royalty  fee  license)                 | US-PGPUB; USPAT; DERWENT | ADJ | ON | 2009/07/27<br>09:31 |
| S18 | 93   | penalty with (excess "too much"  increased  increasing  excessive  above  beyond) same (royalty  fee  license) and "705".clas. | US-PGPUB; USPAT; DERWENT | ADJ | ON | 2009/07/27<br>09:31 |

|     |     |   |                                |     |    |                     |
|-----|-----|---|--------------------------------|-----|----|---------------------|
| S19 | 63  | penalty with<br>(excess "too much")<br>increased <br>increasing <br>excessive[above]<br>beyond) same<br>(royalty fee license)<br>and (power energy <br>electricity fuel)      | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ | ON | 2009/07/27<br>09:47 |
| S20 | 19  | penalty with<br>(excess "too much")<br>increased <br>increasing <br>excessive[above]<br>beyond) same<br>(royalty fee license)<br>same (power <br>energy electricity <br>fuel) | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ | ON | 2009/07/27<br>09:47 |
| S21 | 2   | quantity with (cost <br>pric\$3) with penalty<br>with sales   | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ | ON | 2009/07/27<br>10:08 |
| S22 | 397 | quantity with<br>penalty  | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ | ON | 2009/07/27<br>10:09 |
| S23 | 4   | quantity with<br>penalty with<br>(license fee royalty <br>sales commitment)   | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ | ON | 2009/07/27<br>10:09 |
| S24 | 0   | quantity with<br>penalty with (sales<br>goal)   | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ | ON | 2009/07/27<br>11:29 |
| S25 | 0   | penalty with (sales<br>goal)  | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ | ON | 2009/07/27<br>11:29 |
| S26 | 0   | penalty same (sales<br>goal)  | US-PGPUB;<br>USPAT;<br>DERWENT | ADJ | ON | 2009/07/27<br>11:29 |

7/28/2009 3:03:14 PM

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cost-based royalty.wsp